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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY OF PAPERS
ORIGINALLY FILED

Applicant: Wagle, et al. :
Serial No.: 10/038,114 : Group Art Unit No.: 1614
Filed: December 31, 2001 : Examiner: Unknown
For: Method for Treating Glaucoma III B :

Box Missing Parts

Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on April 26, 2002.

By: Peggy Ferello
Peggy Ferello

**TRANSMITTAL LETTER
&
SMALL ENTITY STATEMENT**

Transmitted herewith are the following documents in the above-identified application:

- ☒ Response to Notice of Missing Parts of Non-provisional Application and Copy of Notice;
- ☒ Declaration and Power of Attorney;
- ☒ Fee Transmittal Form;
- ☒ Petition for One (1) Month Extension of Time;
- ☒ Check No. 1005085 in the amount of \$435.00; and Check No. 1005154 in the amount of \$55.00;
- ☒ Acknowledgment postcard.

Applicants request that any additional fees required by these papers be charged, or any overpayment be credited, to Deposit Account No. 04-0480.

Small Entity Statement

I hereby declare that the Assignee, Alteon, Inc., qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent Office under 37 CFR 1.27(c).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Arthur E. Jackson', is written over a horizontal line.

Arthur E. Jackson
Registration No. 34,354
Attorney for Applicant

DECHERT
P. O. Box 5218
Princeton, NJ 08543
Attn: Arthur E. Jackson, Esq.
(609) 620-3254
Fax: (609) 620-3259

Docket No. 361331-508



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wagle, et. al.
Serial No.: 10/038,114
Filed: December 31, 2001
For: Method for Treating Glaucoma III B

: Group Art Unit: 1614
: Examiner: Unknown

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION**

Sir:

This in response to the communication from the Patent Office entitled "Notice to File Missing Parts of Non-Provisional Application", mailed January 31, 2002. A duplicate copy of the Notice to File Missing Parts is enclosed.

The notice indicates that the statutory basic filing fee was not paid and the oath or declaration is missing. The executed Declaration and Power of Attorney is enclosed herewith. Also enclosed are checks in the amount of \$435.00, the basic filing fee and the late filing fee of oath or declaration surcharge and \$55.00, the fee for a one (1) month extension of time. Any overpayment or refund should also be credited to Deposit Account No. 04-0480.

Respectfully submitted,

Arthur E. Jackson
Registration No. 34,354
Attorney for Applicants

Date: April 26, 2002

DECHERT PRICE & RHOADS
Princeton Pike Corporate Center
PO Box 5218
Princeton, NJ 08543-5218
Fax: 609.620.3259

#3

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,114	12/31/2001	Dilip Wagle	361331-508

25561
ALLEN BLOOM
C/O DECHERT
PRINCETON PIKE CORPORATION CENTER
P.O. BOX 5218
PRINCETON, NJ 08543-5218

CONFIRMATION NO. 5391

FORMALITIES LETTER



Date Mailed: 01/31/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 435.

*A copy of this notice **MUST** be returned with the reply.*

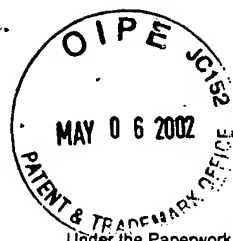
H. Sarnes
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/07/2002 SDENB081 00000079 10038114

01 FC:201
02 FC:205

370.00 OP
65.00 OP

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PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 490.00)

Compleat if Kn wn

Application Number	10/038,114
Filing Date	December 31, 2001
First Named Inventor	Wagle
Examiner Name	Unknown
Group Art Unit	1614
Attorney Docket No.	361331-508

METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

04-0480

Deposit
Account
Name

- ☒
- Charge Any Additional Fee Required
-
- Under 37 CFR 1.16 and 1.17

- ☒
- Applicant claims small entity status.
-
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

- ☒
- Check
- ☐
- Credit card
- ☐
- Money
-
- Order
- ☐
- Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$)	Code (\$)			
101 710	201 355	Utility filing fee		
106 320	206 180	Design filing fee		
107 490	207 245	Plant filing fee		
108 710	208 355	Reissue filing fee		
114 150	214 75	Provisional filing fee		

Fee Paid

370.00

SUBTOTAL (1) (\$ 370.00)

2. EXTRA CLAIM FEES

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent Claims		-20** =		X			
Multiple Dependent		-3** =		X			

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |Code (\$) Code (\$) | | | |

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SUBTOTAL (2)

(\$ 0.00)

**for number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65			Surcharge - late filing fee or oath	65.00
127	50	227	25			Surcharge - late provisional filing fee or cover sheet	
139	130	139	130			Non-English specification	
147	2,520	147	2,520			For filing a request for ex parte reexamination	
112	920*	112	920*			Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*			Requesting publication of SIR after Examiner action	
115	110	215	55			Extension for reply within first month	55.00
116	390	216	195			Extension for reply within second month	
117	890	217	445			Extension for reply within third month	
118	1,390	218	695			Extension for reply within fourth month	
128	1,890	228	945			Extension for reply within fifth month	
119	310	219	155			Notice of Appeal	
120	310	220	155			Filing a brief in support of an appeal	
121	270	221	135			Request for oral hearing	
138	1,510	138	1,510			Petition to institute a public use proceeding	
140	110	240	55			Petition to revive - unavoidable	
141	1,240	241	620			Petition to revive - unintentional	
142	1,240	242	620			Utility issue fee (or reissue)	
143	440	243	220			Design issue fee	
144	600	244	300			Plant issue fee	
122	130	122	130			Petitions to the Commissioner	
123	130	123	130			Petitions related to provisional applications	
126	180	126	180			Submission of Information Disclosure Stmt	
581	40	581	40			Recording each patent assignment per property (times number of properties)	
146	710	246	355			Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355			For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355			Request for Continued Examination (RCE)	
169	900	169	900			Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 120.00)

SUBMITTED BY

Name (Print/Type)

Arthur E. Jackson

Registration No.
(Attorney/Agent)

34,354

Complete (if applicable)

Telephone

609-620-3254

Signature

Date

April 26, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.